

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Land Division  
Honolulu, Hawaii 96813

September 9, 2010

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

PSF No.: 10HD-088

HAWAII

Set Aside to the Department of Land and Natural Resources,  
Division of Boating and Ocean Recreation for Milolii Landing  
Purposes, Milolii, South Kona, Hawaii, TMK: (3) 8-9-04: 19

CONTROLLING AGENCY:

Department of Transportation (DOT), was the agency that managed and maintained the landing site. The landing, however, was never formally set aside to DOT.

APPLICANT:

Department of Land and Natural Resources, Division of Boating and Ocean Recreation (DLNR-DOBOR).

LEGAL REFERENCE:

Act 272, SLH 1991, and Section 171-11, Hawaii Revised Statutes (HRS), as amended.

LOCATION:

Portion of the Government lands of Hoopuloa-Milolii and portion of the adjacent submerged land situate at Milolii, South Kona, Hawaii, identified by Tax Map Key: (3) 8-9-04: 19, as shown on the attached map labeled Exhibit A.

AREA:

0.148 acres, more or less.

ZONING:

State Land Use District: Conservation  
County of Hawaii CZO: Unplanned

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act.

DHHL 30% entitlement lands pursuant to the State Constitution: No  
CURRENT USE STATUS:

The Milolii Landing site is currently unencumbered. The site is used to launch small fishing and recreational boats.

PURPOSE:

Small boat launching ramp purposes.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Hawaii Administrative Rules Sections 11-200-89(a)(1)(4), and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated December 4, 1991, the proposed action is exempt from the preparation of an environmental assessment, pursuant to Exemption Class No. 1, that states "Operations, repairs, or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change beyond that previously existing," and Exemption Class No. 4, which exempts "Minor alterations in the condition of land, water, or vegetation."

The proposed action is an existing authorized use of State land, structures, and facilities that will continue without interruption or change in use

Inasmuch as the Chapter 343 environmental requirements apply to Applicant's future use of the land, the Applicant shall be responsible for compliance with Chapter 343, HRS, as amended.

APPLICANT REQUIREMENTS:

Applicant, if necessary, shall be required to provide survey maps and descriptions according to State DAGS standards and at Applicant's own cost.

REMARKS:

Act 272, SLH 1991 transferred fifty-four (54) small boat harbors, launching ramps, jetties, wharves and landings in the State from DOT to DLNR-DOBOR. The Milolii Landing site is included in the above transfers.

To date, fourteen (14) of the facilities have been either set aside or approved by the Board of Land and Natural Resources for set aside to DLNR-DOBOR.

Milolii, a fishing village that existed long before western contact with the Hawaiian Islands, is located approximately two (2) miles north of Hanamo Point, on the island of Hawaii's southwest shore.

Built in the late 1800's, the Milolii Landing consists of a concrete boat landing and a launching ramp. There is no protected anchorage for boats, no piers, buildings, utilities, or parking stalls. It was originally built as an agricultural transport and freight landing. It is presently used primarily for launching small fishing and recreational boats.

Except for the Office of Hawaiian Affairs no other agencies were solicited for comments because this action was legislatively mandated. The Office of Hawaiian Affairs had no comments.

RECOMMENDATION:

That the Board, subject to Applicant fulfilling the Applicant Requirements above:

1. Approve of and recommend to the Governor the issuance of an executive order setting aside the subject land to the Department of Land and Natural Resources, Division of Boating and Ocean Recreation, under the terms and conditions cited above, which are by this reference incorporated herein and subject further to the following:
  - A. The standard terms and conditions of the most current executive order form, as may be amended from time to time.
  - B. Disapproval by the Legislature by two-thirds vote of either the House of Representatives or the Senate or by a majority vote by both in any regular or special session next following the date of the setting aside.
  - C. Review and approval by the Department of the Attorney General.
  - D. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



Gary Martin  
Land Agent

APPROVED FOR SUBMITTAL:



Laura H. Thielen, Chairperson



Dwg No. 2827  
 Source: Hawaiian Map Bureau & Survey Dept.  
 By: P. A. C. July 1936

HOOPILOA-MILOLI BEACH SECTION, KONA, HAWAII

ADVANCE SHEET  
 SUBJECT TO CHANGE

|                    |          |
|--------------------|----------|
| THIRD              | DIVISION |
| ZONE               | SEC      |
| 8                  | 9        |
| 04                 | 04       |
| CONTAINING PARCELS |          |
| SCALE AS NOTED     |          |

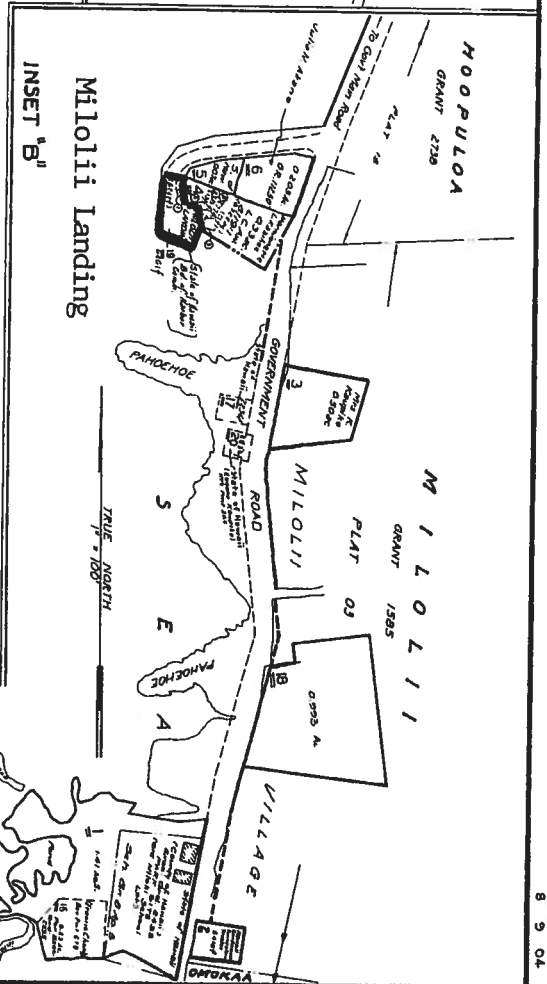
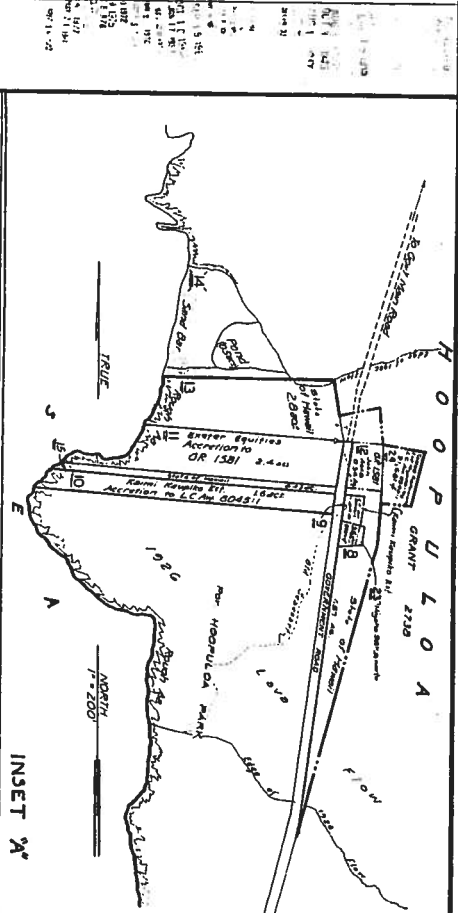
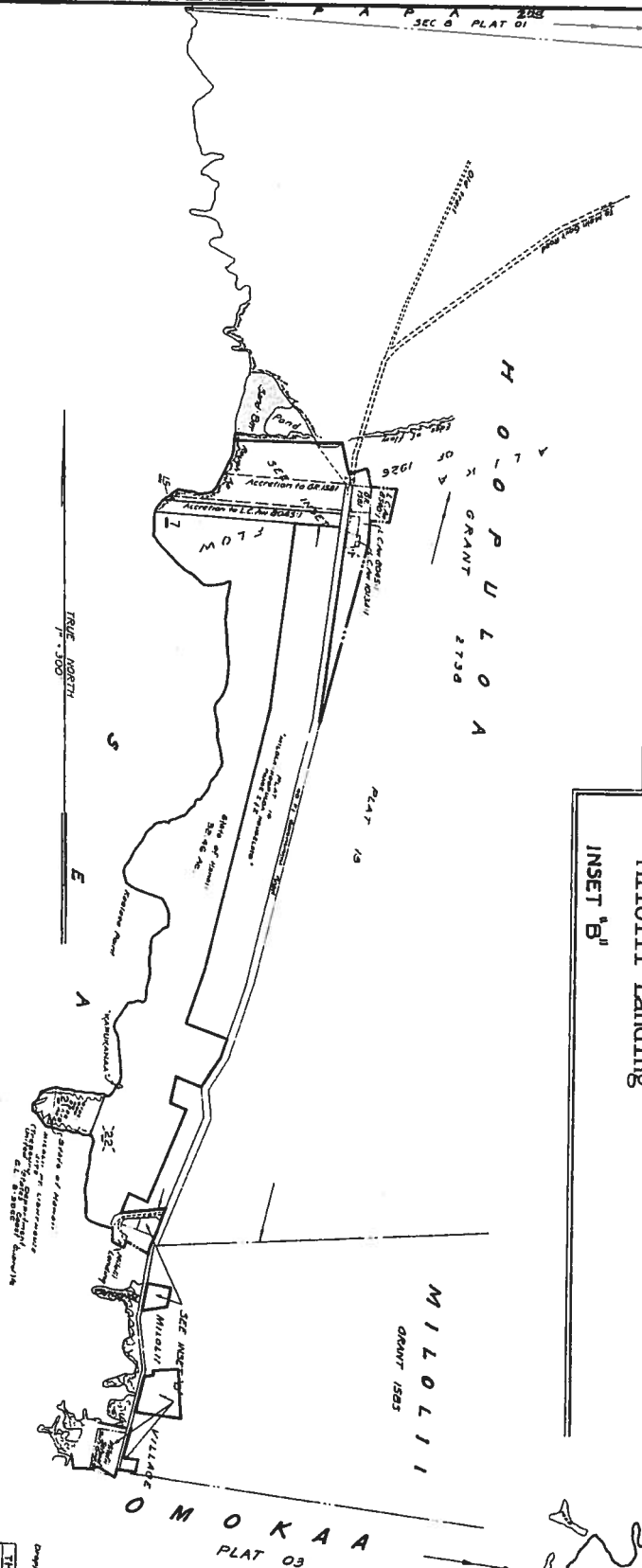


EXHIBIT "A"



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
LAND DIVISION**

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

September 9, 2010

**EXEMPTION NOTIFICATION**

regarding the preparation of an environmental assessment pursuant to Chapter 343, HRS and Chapter 11-200, HAR

**Project Title:** Set Aside to DLNR, Division of Boating and Ocean Recreation for Milolii Landing Puposes, Milolii, South Kona, Island of Hawaii, TMK: (3) 8-9-004:019

**Project / Reference No.:** 10HD-088

**Project Location:** Milolii, South Kona, Island of Hawaii

**Project Description:** Issuance of executive order for set aside of land

**Chap. 343 Trigger(s):** Use of State Land

**Exemption Class No.:** In accordance with Hawaii Administrative Rules, Section 11-200-8(A), the subject project is considered to be exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, that states: "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change beyond that previously existing", and No. 4, that states "Minor alterations in the condition of land, water or vegetation."

**Consulted Parties:** Division of Boating and Ocean Recreation

The proposed exemption applies as this action is simply a transfer of management jurisdiction to the Division of Boating and Ocean Recreation. The current use of the land is authorized and no changes are expected as a result of this set aside. The set aside is not part of a multi phase project and no significant cumulative impacts are expected.

**EXHIBIT "B"**

Exemption Notification for Set Aside to DOBOR, Milolii Landing

September 9, 2010

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Recommendation:

It is anticipated this project will probably have minimal or no significant effect on the environment and the Board is recommended to declare this set aside to be exempt from the preparation of an environmental assessment.

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Laura H. Thielen, Chairperson

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Date